

DIST/OFFICE	DOCKET		FILING DATE			J		N/S		O		R	DEMAND		JUDGE	JURY	DOCKET	
	YR.	NUMBER	MO.	DAY	YEAR						23	\$		OTHER	NUMBER	DEM.	YR.	NUMBER
1085/4	76	0044	02	05	76	4	360	1	12			120			8510		76	0044-C

PLAINTIFFS	DEFENDANTS
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;">JAMES A. HENLEY</div>	<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;">SEARS ROEBUCK AND CO., a foreign corporation</div>
CAUSE	
28 U.S.C. 1332	

ATTORNEYS	
<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;">           Jack I. Gaither            500 West Seventh            Tulsa, OK 74119            587-6764         </div>	<div style="border: 1px solid black; padding: 5px; margin-bottom: 10px;">           David R. Milsten 583-7575            The Tower Suite            Philtower Building            Tulsa, OK 74103         </div> <div style="border: 1px solid black; padding: 5px;">           Dennis Downing, Bruce Taliaferro            Mid-Continent Bldg.            Tulsa 74103 585-1235         </div>

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD	DATE MAILED
				JS-5	03-01-76
				JS-6	9-1-76

DATE 1976	NR.	PROCEEDINGS
2-5	1.	Complaint filed. Summons issued by certified mail. k
3-1	2.	Deft's appl. for ext. of time to answer, filed. ph
3-1	3.	Order, filed, granting deft. until 3-15-76 to answer. (JCS-CC)ph cps mld.
3-15	4.	Ans. of Deft., filed. v
4-7	MO:	Case set for PT hearing Thurs., June 10, 1976, at 1:00 P.M. (HDC-J)ph
4-12		Depo of James A. Henley taken before Paul M. Potts CSR on march 31, 1976 Costs to be pd by Atty for Deft. \$51.00 original, filed. t
6-10	MO:	Pre-trial hearing held. Statements made. Pre-trial order, filed in open court. Parties announce that disc. not complete, that addit. depositions need to be taken. Deft. to file brief by 7-23-76; pltf. to ans. by 8-1-76. Case set for non-jury trial 8-16-76 at 9:30 a.m. Any addit. lists of witnesses to be exchanged and filed w/Clerk 10 days prior to trial. (HDC-J)hm (EST-½ day)
6-10	5.	Pre-trial order, filed in open court. (HDC-J)hm
7-20		Deps. of Ronald D. Marsh and Fay Waters on behalf of pltf on 6/22/76 before Evelyn E. Rutherford, CSR (\$28.00)lm
7-23	6.	Trial brief of deft., filed. ph
7-30	7.	Pltf's brief, filed. ph
8-9	8.	Deft's list of additional witnesses, filed. ph
8-16	MO:	Case tried to the Court. Parties announce ready. Rule invoked. Opening statements made. Pltf. presents case in chief w/test. of witnesses and introduction of exhibits and rests. Deft's motion for dismissal denied. Deft. presents case in chief w/test. of witnesses and intro- duction of witnesses and rests. Court sets case for final arguments at 9:00 a.m. 8-17-76. Copies of citations to be given Court this after- noon. (HDC-J)hm
8-16		Trial exhibits, filed. hm
8-17	MO:	Trial continues with closing arguments. Court makes findings and con- clusions of law and awards judgment in amt. of \$7,994.89 to pltf. & against deft. Counsel for pltf. to prepare formal judgment. (HDC-J)hm
8-20	9	Judgment, filed & entered, that plaintiff recover \$7,994.00 damages from deft. Sears Roebuck & Co., with int. at 6% per annum from 2-5-76 to 8-17-76, and at 10% per annum thereafter until paid, to- gether with costs. (HDC-J)g cpies mailed.
8-23	10.	Deft's motion for new trial w/request to adopt previously filed briefs, filed. ph
8-23	MO:	It is ordered by the Court that the pltf. file a resp. brief within 10 days to the Defendant's motion for new trial. (HDC-J)ph cps mld
8-25		Reporter's partial transcript of proceedings had on 8-17-76, Findings of Fact and Conclusions of Law, filed. lm w/ add'l copies
8-25	11.	Pltf's brief in resp. to deft's motion for new trial, filed. ph
8-27	12.	Deft's reply brief in response to pltf's brief to deft's mot. for new trial, filed. g
9-7	13.	Order, filed, that Motion for New Trial of deft. is overruled. (HDC-J)ph cps mld
10-1	14.	Release and satisfaction of judgment, filed. ph